

Gates & Cooper *LLP*

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045

RECEIVED
CENTRAL FAX CENTER

APR 01 2005

FAX TRANSMISSION TO USPTO

TO: Commissioner for Patents
Attn: Examiner Vincent F. Boccio
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450

FROM: George H. Gates
OUR REF.: ST9-99-180
TELEPHONE: (310) 642-4146

Total pages, including cover letter: 5

PTO FAX NUMBER: (703) 872-9306

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

Title of Document Transmitted:	RESPONSE TO RESTRICTION REQUIREMENT.
Applicant:	William R. Belknap
Serial No.:	09/709,095
Filed:	November 10, 2000
Group Art Unit:	2616
Title:	SCENE CHANGE MARKING FOR THUMBNAIL EXTRACTION
Our Ref. No.:	ST9-99-180

Please charge all fees to Deposit Account No. 09-0460 of IBM Corporation, the assignee of the present application.

By: 

Name: George H. Gates
Reg. No.: 33,500

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.


Signature

4/1/05
Date

Confirmation No.: 2856
Duc Date: April 3, 2005IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	William Russell Belknap	Examiner:	Not yet assigned
Serial No.:	09/709,095	Group Art Unit:	2176
Filed:	November 10, 2000	Docket:	ST9-99-180
Title:	SCENE CHANGE MARKING FOR THUMBNAIL EXTRACTION		

RECEIVED
CENTRAL FAX CENTER

APR 01 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on April 1, 2005.

By: GHG
Name: George H. GatesMAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
☒ Response to Restriction Requirement.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 09-0460 of IBM Corporation, the assignee of the present application. A duplicate of this paper is enclosed.

Customer Number 22462
GATES & COOPER LLP
Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: GHG
Name: George H. Gates
Reg. No.: 33,500
GHG/sjm

Confirmation No.: 2856

Due Date: April 3, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William Russell Belknap
Serial No.: 09/709,095
Filed: November 10, 2000
Title: SCENE CHANGE MARKING FOR THUMBNAIL EXTRACTION

Examiner: Not yet assigned
Group Art Unit: 2176
Docket: ST9-99-180

RECEIVED
CENTRAL FAX CENTER

APR 01 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on April 1, 2005.

By: GHG
Name: George H. Gates

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
☒ Response to Restriction Requirement.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 09-0460 of IBM Corporation, the assignee of the present application. A duplicate of this paper is enclosed.

Customer Number 22462GATES & COOPER LLP

Howard Hughes Center

6701 Center Drive West, Suite 1050

Los Angeles, CA 90045

(310) 641-8797

By: GHG
Name: George H. Gates
Reg. No.: 33,500
GHG/sjm

Due Date: April 3, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William Russell Belknap Examiner: Vincent F. Boccio
Serial No.: 09/709,095 Group Art Unit: 2176
Filed: November 10, 2000 Docket: ST9-99-180
Title: SCENE CHANGE MARKING FOR THUMBNAIL EXTRACTION

RECEIVED
CENTRAL FAX CENTER

APR 01 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 872-9306 on April 1, 2005.

Signature: 

Typed Name of Person Mailing this Certificate: George H. Gates

RESPONSE TO RESTRICTION REQUIREMENT

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Office Action dated March 3, 2005, stated that the Office had decided that the application contains the following patentably distinct species:

Species I: Fig. 3,

Species II: Fig. 4,

Species III: Fig. 5.

In response, Applicant's attorney elects Species I. However, Applicant's attorney does so with traverse. Applicant's attorney disputes the assertion by the Office that the identified species involve separate and distinct inventions. Instead, Applicants' attorney asserts that claims 1-45 are generic, and that claims 1-45 all read upon Figs. 3, 4 and 5. Consequently, to satisfy the requirements of the Office Action, Applicant's attorney elects claims 1-45 under Species I.

Applicant's attorney respectfully requests the Examiner reconsider and withdraw the restriction requirement. It is also submitted that this application is now in good order for allowance and such allowance is respectfully solicited.


Should the Examiner believe minor matters still remain that can be resolved in a telephone interview, the Examiner is urged to call Applicant's attorney.

Respectfully submitted,

GATES & COOPER LLP
Attorneys for Applicant

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

Date: April 1, 2005

By: 
Name: George H. Gates
Reg. No.: 33,500

GHG/